

NOV. 10. 2004 5:03PM

CALFEE HALTER GRISWOLD

NOV 10 2004

NO. 4338 P. 1



CALFEE, HALTER & GRISWOLD LLP

November 10, 2004

TO: Examiner T. Nguyen
FAX NUMBER: 1-703-872-9306
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CONFIRMATION
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FROM: Ned Pejic
DIRECT DIAL PHONE NUMBER: 216-622-8835

CLIENT NO.: 12873

MATTER NO.: 04651

CLIENT NAME: Invacare

NUMBER OF PAGES (including this page): 24

MESSAGE:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: : Examiner: T. Nguyen
Robert R. Bly :
Serial No.: 10/672,677 : Art Unit: 3751
Filed: September 26, 2003 : Docket No.: 12873-04651
Title: Commode Safety Frame :

AMENDMENT

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PTO/SB/21 (09-04)

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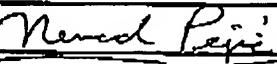
Total Number of Pages in This Submission

Application Number	10/672,677
Filing Date	September 28, 2003
First Named Inventor	Bly
Art Unit	3751
Examiner Name	T. Nguyen
Total Number of Pages in This Submission	23
Attorney Docket Number	12673-04851

ENCLOSURES (Check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
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Remarks		

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Firm Name			
Signature			
Printed name	Nenad Pejic		
Date	November 10, 2004	Reg. No.	37,415

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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

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Typed or printed name	Nenad Pejic		
		Date	November 10, 2004

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Effective 10/01/2004. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT **(\$)** 660.00
Complete if Known

Application Number	10/672,677
Filing Date	September 26, 2003
First Named Inventor	Bly
Examiner Name	T. Nguyen
Art Unit	3751
Attorney Docket No.	12873-04651

METHOD OF PAYMENT (check all that apply)
 Check Credit card Money Order Other None
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Deposit Account Number **03-0172**
 Deposit Account Name **Calfee, Halter & Griswold**

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Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	65	Surcharge - late filing fee or oath	
1052 50	2052 25	25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	130	Non-English specification	
1812 2,520	1812 2,520	2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	1,840*	Requesting publication of SIR after Examiner action	
1261 110	2251 55	55	Extension for reply within first month	
1252 430	2252 215	215	Extension for reply within second month	
1253 880	2253 480	480	Extension for reply within third month	
1254 1,530	2254 765	765	Extension for reply within fourth month	
1255 2,080	2255 1,040	1,040	Extension for reply within fifth month	
1401 340	2401 170	170	Notice of Appeal	
1402 340	2402 170	170	Filing a brief in support of an appeal	
1403 300	2403 150	150	Request for oral hearing	
1451 1,510	1451 1,510	1,510	Petition to institute a public use proceeding	
1452 110	2452 55	55	Petition to revive - unavoidable	
1453 1,370	2453 685	685	Petition to revive - unintentional	
1501 1,370	2501 685	685	Utility issue fee (or reissue)	
1502 490	2502 245	245	Design issue fee	
1503 680	2503 330	330	Plant issue fee	
1460 130	1480 130	130	Petitions to the Commissioner	
1607 50	1807 50	50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	180	Submission of Information Disclosure Stmt	
8021 40	8021 40	40	Recording each patent assignment per property (times number of properties)	
1809 780	2809 385	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 780	2810 395	395	For each additional invention to be examined (37 CFR 1.129(b))	
1801 780	2801 395	395	Request for Continued Examination (RCE)	
1802 900	1802 900	900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 0

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SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	Nenad Pejic	Registration No. (Attorney/Agent)	37,415	Telephone	216-622-8835
Signature	Nenad Pejic			Date	November 10, 2004

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NOV 10 2004

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I hereby certify that this Amendment is being facsimile transmitted to 1-703-872-9306 addressed to: Commissioner for Patents, Mail Stop Amendment Alexandria, Virginia, 22313, on this 10 day of November, 2004.

NEVAD PEJIC
Print Name
Nevad Pejic
Signed

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: : Examiner: T. Nguyen
Robert R. Bly :
: :
Serial No.: 10/672,677 : Art Unit: 3751
: :
Filed: September 26, 2003 : Docket No.: 12873-04651
: :
Title: Commode Safety :
Frame :
:

AMENDMENT

Mail Stop Amendment
Commissioner of Patents
U.S. Patent and Trademark Office
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Dear Sir:

In response to the Office action of August 10, 2004,
please amend the above-identified application as follows:

Amendments to the Specification begin on page 2.
Amendment to the Claims begin on page 6.
Remarks/Arguments begin on page 16.